

BILL NO. 11  
ORDINANCE NO. 2870

AN ORDINANCE PURSUANT TO IDAHO CODE § 50-225 DETERMINING THAT CERTAIN LAND HAS BEEN INCORPORATED INTO THE LIMITS OF CALDWELL, IDAHO AND THAT SAID LAND SHOULD BE EXCLUDED FROM THE CORPORATE LIMITS OF THE CITY OF CALDWELL, IDAHO; DECLARING SAID LAND BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO BE EXCLUDED FROM CALDWELL, IDAHO; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO REMOVE SAID PROPERTY FROM THE OFFICIAL MAPS OF THE CITY OF CALDWELL, IDAHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HEREWITH; AND DIRECTING THE CLERK OF THE CITY TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE EXCLUDED WITH CANYON COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION, PURSUANT TO IDAHO CODE § 63-215.

BE IT ORDAINED, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CALDWELL, COUNTY OF CANYON, STATE OF IDAHO:

**Section 1.** That the Caldwell City Council, following the public notice and hearing procedures set forth in Section 10-01-07, Zoning Ordinance No. 1451, approved Case No. DAN-185-11 (Paine De-Annexation) at a public hearing held February 7, 2011.

**Section 2.** That it appears that the subject property described herein was annexed in error by the City of Caldwell pursuant to Ordinance 2405 and the parcel owner has requested that the following described property should be excluded from the corporate city limits pursuant to Idaho Code § 50-225.

The property is located on the west side of Indiana Avenue approximately 983 feet south of the intersection of Cirrus Drive and Indiana Avenue (more commonly known as 15279 Indiana Avenue). The applicant has requested that said following described property should be de-annexed out of the City of Caldwell.

A parcel of land located in the NE ¼ SE ¼ of Section 15, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the SE corner of said NE ¼ SE ¼; thence westerly a distance of 33.00 feet along the south line of said NE ¼ SE ¼ to the **POINT OF BEGINNING**; thence northerly a distance of 305.00 feet on a line parallel with the east line of said NE ¼ SE ¼; thence westerly a distance of 125.00 feet on a line parallel with the south line of said NE ¼ SE ¼; thence southerly a distance of 109.00 feet on a line parallel with the east line of said NE ¼ SE ¼; thence westerly a distance of 108.00 feet on a line parallel with the south line of said NE ¼ SE ¼; thence southerly a distance of 196.00 feet on a line parallel with the east line of said NE ¼ SE ¼ to a point on the south line of said NE ¼ SE ¼; thence easterly a distance of 233.00 feet along said south line of said NE ¼ SE ¼ to the **POINT OF BEGINNING**. The above described parcel contains 1.36 acres, more or less.

**Section 3.** That the subject property described herein is by this ordinance excluded and de-annexed from the City of Caldwell, Idaho.

**Section 4.** All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled. Provided, however, that Ordinance No. 2870 is only modified to the extent that the property described herein is excluded from the city limits of Caldwell, Idaho.

**Section 5.** This ordinance shall be in full force and in effect from and after its passage, approval and publication, according to law.

**Section 6.** The City Engineer and Planning and Zoning Director are hereby instructed to remove the above-described property from the official maps of the City of Caldwell, Idaho.

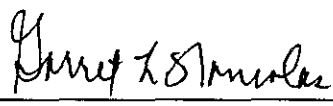
**SCANNED**

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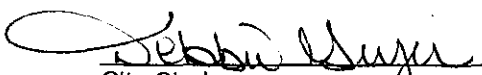
**Section 7.** The Clerk of the City of Caldwell, Idaho shall, within 10 days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman-like manner plainly and clearly designating the boundaries of the City of Caldwell, including the land herein being excluded, with the following officials of the County of Canyon, State of Idaho, to-wit: the Recorder, Auditor, Treasurer and Assessor and shall file simultaneously a certified copy of this ordinance with the State Tax Commission of the State of Idaho, all in compliance with Idaho Code 63-215.

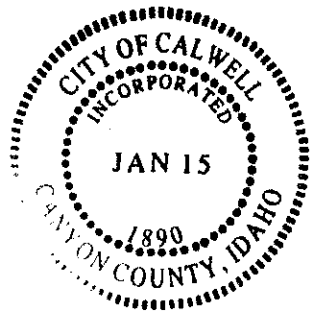
**PASSED BY THE COUNCIL OF THE CITY OF CALDWELL, IDAHO,** this 21<sup>st</sup> day of March, 2011.

**APPROVED BY THE MAYOR OF THE CITY OF CALDWELL, IDAHO,** this 21<sup>st</sup> day of March, 2011.

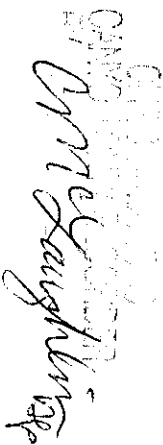
  
Mayor Garret L. Nancolas

ATTEST:

  
City Clerk



RECEIVED  
CITY OF CALDWELL  
MAR 22 2011

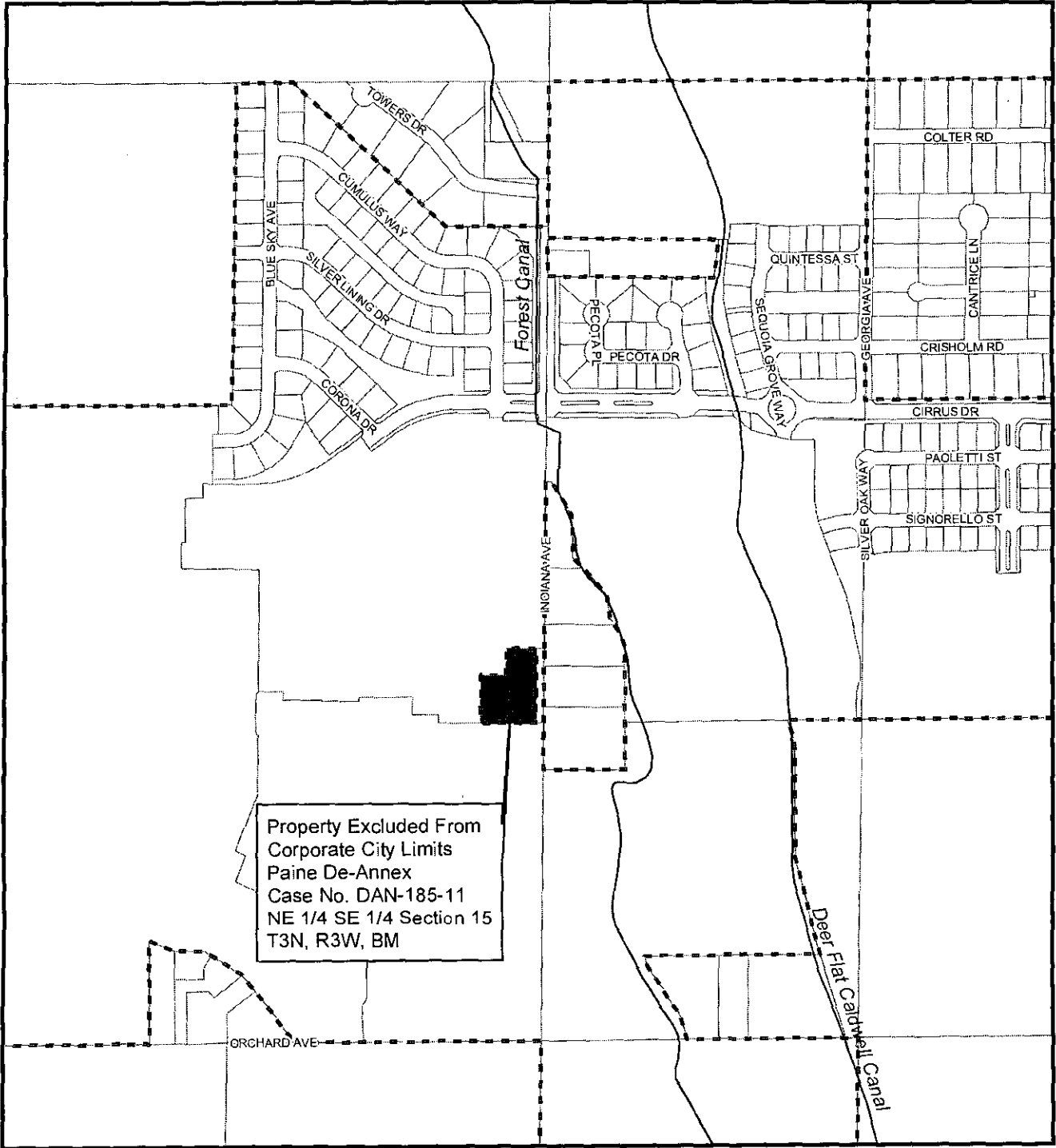
  
City Clerk

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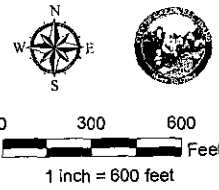
CITY OF CALDWELL  
De-Annexation Ordinance No. 2870

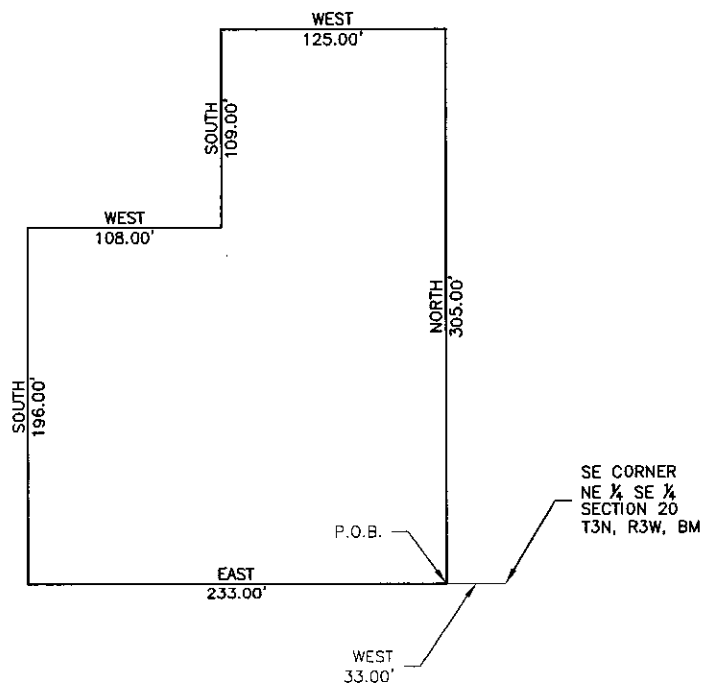


City  
of  
Caldwell

Legend

- Ordinance 2870
- Caldwell
- Tax Parcels
- Canals, Ditches





DRAWN:	DCM	<div>CITY OF CALDWELL</div> <div></div>	<div>DE-ANNEXATION ORDINANCE NO. 2870</div> <div>A portion of the NE 1/4 SE 1/4 of Section 15 Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho</div>
DATE:	30 NOV 2011		
SCALE:	1" = 100'		
ACAD FILE:	D--2870		

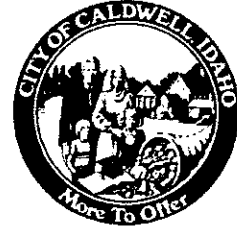
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DEC 05 2011

TECHNICAL SUPPORT

*Caldwell, Idaho*

*The Treasure of the Valley*



CALDWELL MAYOR  
Garret Nancolas

CITY CLERK  
Debbie Geyer

COUNCIL MEMBERS  
Dennis Callsen  
Shannon Ozuna  
Bob Sobba  
Jim Dakan  
Rob Hopper  
Jim Blacker

November 30, 2011

Idaho Tax Commission  
800 Park Blvd.  
Boise, Idaho 83722

To Whom It May Concern:

Attached is a certified copy of Ordinance No. 2870 (Paine De-Annexation) regarding property located within the City of Caldwell. As required by State Code, I am forwarding you a copy of the ordinance that was passed by City Council along with a map designating the annexed property.

Please contact me at 455-4656 if you have additional questions or comments.

Thank you,

Debbie Geyer  
City Clerk  
City of Caldwell



